## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ROBERT WHARTON,

Petitioner,

**CIVIL ACTION** 

v.

No. 2:01-cv-06049-MSG

DONALD T. VAUGHN,

Respondent.

**CAPITAL CASE** 

## NOTICE OF APPEAL

Notice is hereby given that Respondents The Philadelphia District Attorney's Office, Paul George, and Nancy Winkelman hereby appeal to the United States Court of Appeals for the Third Circuit from the Order entered in the above-captioned action on September 12, 2022. (ECF No. 315)

Dated: September 30, 2022

KAIRYS, RUDOVSKY, MESSING, FEINBERG & LIN

By: <u>/s/ David Rudovsky</u>
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## **CERTIFICATE OF SERVICE**

I, John S. Summers, hereby certify that on September 30, 2022, I caused the foregoing Notice of Appeal to be served on the following counsel of record via ECF:

James P. Barker Cari Mahler Pennsylvania Office of Attorney General 16th Floor-Strawberry Square Harrisburg, PA 17120 Elizabeth McHugh Claudia Van Wyk Federal Community Defender Office Capital Habeas Corpus Unit District Attorney's Office 601 Walnut Street, Suite 545 West 3 South Penn Square Philadelphia, PA 19106

/s/ John S. Summers
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